

REMARKS

Claims 1, 2, 4, 5, 7, 8, 12-17, and 19-22 are pending in the application. This communication amends claims 4, 5, 7, 8, 12-17, and 19-22, cancels claim 1 and adds claim 23.

The drawings remain objected to under 37 CFR 1.83(a) as allegedly not showing the claimed "reference surfaces," and the specification remains objected to as allegedly failing to clearly define the "reference surfaces."

These objections are respectfully traversed as the reference surfaces are clearly shown and identified in the drawings and described in the specification as discussed in Applicant's previous communication filed on September 5, 2003. However, in order to advance the prosecution of this application, all occurrences of the phrase "references surfaces" in the claims have been replaced by the phrase "locating features" which has a clear antecedent basis in the specification (e.g., page 3, lines 23-30).

Accordingly, withdrawal of these objections is respectfully urged.

Claims 1, 2, 4, 5, 7, 8, 13-17, 19, 21 and 22 stand rejected under 35 USC 102(b) as being anticipated by VanBreemen et al. (VanBreemen).

New claim 23 which is representative of the claims in this rejection recites:

A cabinet for a projection television system, the projection television system having a plurality of optical components, the cabinet comprising a one-piece, unitarily molded structure for mounting the components, the one-piece unitarily molded structure including locating features which directly engage the components and mechanically align the components with one another, the locating features unitarily molded with the structure.

VanBreeman is mainly concerned with the optical system of a rear projection receiver

and not the cabinet. Accordingly, VanBreemen fails to expressly or inherently describe a projection television cabinet having the presently claimed locating features.

The examiner contends that VanBreeman inherently describes the claimed unitarily molded locating features including the claimed pockets one or more bosses, one or more slots, and vertical wall recited in the dependent claims. However, it is well settled in the law that inherency must be established by evidence or rationale that shows that the missing descriptive matter is necessarily present in the subject described in the reference, and that it would be so recognized by persons of ordinary skill. See, *In re Rijckaert*, 9 F.3d 1531, 1534, 28 USPQ2d 1955, 1957 (Fed. Cir. 1993) and *In re Oelrich*, 666 F.2d 578, 581-82, 212 USPQ 323, 326 (CCPA 1981). It is respectfully submitted that there is no recognizable evidence or rationale in VanBreeman of the claimed unitarily molded locating features including the claimed pockets bosses, and walls.

In view of the foregoing, withdrawal of this rejection is respectfully urged.

Claims 12 and 20 stand rejected under 35 USC 103(a), as being unpatentable over VanBreemen in view of Boldt et al. (Boldt).

The addition of Boldt fails to cure the deficiencies of VanBreemen, as Boldt merely discloses a multipiece cabinet molded from plastic. Thus, VanBreemen in view of Boldt fail to arrive at the invention of claims 12 and 20.

Accordingly, withdrawal of this rejection is respectfully urged.

Favorable reconsideration of this application is respectfully requested as it is believed that all outstanding issues have been addressed herein and, further, that claims 2, 4, 5, 7, 8, 12-

17, 19, and 20-23 are in condition for allowance, early notification of which is earnestly solicited. Should there be any questions or other matters whose resolution may be advanced by a telephone call, the Examiner is cordially invited to contact Applicant's undersigned attorney at his number listed below.

No fees are due with this communication. In the event that any additional fees or charges are required at this time in connection with the application, they may be charged to applicant's representatives Deposit Account No. 07-0832.

26 March 2004

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Joseph J. Kolodka', written over a horizontal line.

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